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KENNETH A. NOVIKOFF
PARTNER
(516) 357-3110
ken.novikoff@rivkin.com

May 22, 2012

VIA ECF

Honorable Lois Bloom
United States Magistrate Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Veronica Smith v. Gutman Mintz Baker & Sonnenfeldt, et al.
Case No.: cv-11-3843

Your Honor:

The *pro se* plaintiff in the above-referenced action has not returned the fully executed stipulation of discontinuance to the undersigned. Pursuant to Your Honor's Order on May 8, 2012, enclosed please find proof that the defendant sent the settlement check by Federal Express, which was signed for by the plaintiff on April 27, 2012. Also enclosed is a copy of the settlement check cashed by plaintiff on May 7, 2012.¹

Respectfully submitted,

RIVKIN RADLER LLP

/s/

Kenneth A. Novikoff

KAN:jas
Enclosures

¹ Defendant Gutman Mintz was required to send this letter yesterday, but I miscalendared same for today. The undersigned apologizes to the Court for this error.

RIVKIN RADLER LLP

Honorable Lois Bloom

May 22, 2012

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cc: Ms. Veronica Smith
146 Beach 59th Street, Apt. 317
Arverne, NY 11692



Online Banking

Full Analysis Busn Chk - 9479 : Account Activity

Transaction Details:

Description: Check 15071

Posting date: 05/08/2012

Amount: \$5,000.00

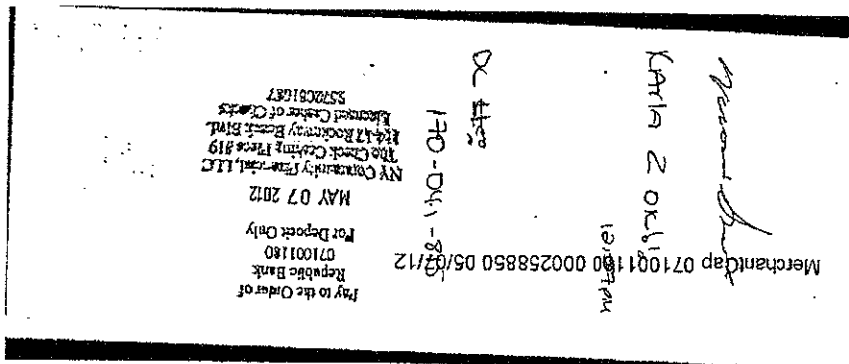
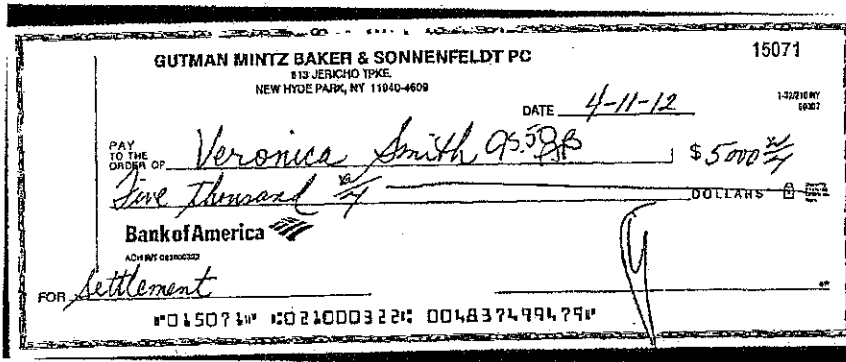
Reference Number: 86792676022

Check number: 15071

Account number: DDA-9479

Please Note: Only items posted to your account within the newest 180 calendar days will be available online.

Check Image:



FedEx Express Detail Report

Report Run Date : 05/15/2012

Report Run Time : 4:41 PM

Tracking number: 441315255055

Signed for by: V. SMITH

Ship date: Friday, April 27, 2012

Delivery date: May 02, 2012 12:09 PM

Status: Delivered

Delivery location: ARVERNE, NY

Delivered to: Residence

Service type: Priority Envelope

Pieces: 1

Weight: 0.5 LBS

Date/Time	Activity	Location	Details
may 02, 2012 12:09 PM	Delivered	ARVERNE, US	
may 02, 2012 08:39 AM	On FedEx vehicle for delivery	BROOKLYN, US	
may 01, 2012 09:20 PM	At local FedEx facility	BROOKLYN, US	
may 01, 2012 06:22 PM	At local FedEx facility	BROOKLYN, US	
may 01, 2012 10:28 AM	Delivery exception	BROOKLYN, US	Adult recipient unavailable (21+ years wit
may 01, 2012 08:40 AM	On FedEx vehicle for delivery	BROOKLYN, US	
apr 30, 2012 08:51 PM	At local FedEx facility	BROOKLYN, US	
apr 30, 2012 10:05 AM	Delivery exception	BROOKLYN, US	Customer not available or business closed
apr 30, 2012 06:49 AM	On FedEx vehicle for delivery	BROOKLYN, US	
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apr 30, 2012 02:55 AM	Departed FedEx location	NEWARK, US	
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apr 28, 2012 03:57 PM	In transit	MEMPHIS, US	
apr 28, 2012 10:58 AM	Arrived at FedEx location	MEMPHIS, US	
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apr 27, 2012 11:36 PM	Arrived at FedEx location	NEWARK, US	
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apr 27, 2012 07:01 PM	Shipment information sent to FedEx		
apr 27, 2012 06:44 PM	Picked up	GARDEN CITY, US	

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Page: 1

TRACKING #	RECIPIENT CONTACT	COMPANY	ADDRESS 1	CITY	ST ZIP	CUSTOMER REFERENCE
441315254832	DIANA CAPREOL		870 ANCHOR COURT	DIXON	CA 95620	999999-00017 BISCONE JM
441315254865	NORMAN A. BIKALES		68 SPANISH BAY CIR	PEBBLE BEA	CA 93953	720914-00001 FEIGEN JM
441315254876	JOHN B. ALEXANDER		102 WEST STREET	MOUNT WASH	MA 01258	720914-00001 FEIGEN JM
441315254887	THOMAS J. BIKALES		2059 NW JOHNSON ST	PORTLAND	OR 97209	720914-00001 FEIGEN JM
441315254957	MR. & MRS. ROBERT ACKE		15 MCGOTTY PLACE	IRVINGTON	NJ 07111	730480-00001 GREENER JM
441315255059	MR. & MRS. THOMAS DUSE		146 BEACH 59TH STR	ARVERNE	NY 11632	721613-00019 NOVIKOFF JM
441315255060	SARAH C. LICHTENSTEIN	ABRAMS & FENSTER	595 POLLY PARK ROA	RYE	NY 10580	999999-00924 SCHREINER JM
441315254898	CHARMAINE BLACKWOOD-	AMERICAN ARBITRA	1111 MARCUS AVENUE	LAKE SUCCY	NY 11062	007727-00005 CONNESLY JM
441315254980	MO ATHARI, ESQ.	ATHARI & ASSOCIA	65 BROADWAY	NEW YORK	NY 10006	999999-00924 SACKS JM
441315255092	JENNIFER CHRISMAN, ES	ATHARI & ASSOCIA	258 GENESEE STREET	UTICA	NY 19502	010660-60010 BANK JM
441315255081	RICHARD L. WEBER, ESQ.	BOND, SCHOENECK &	258 GENESEE STREET	UTICA	NY 12502	010660-60010 BANK JM
441315254924	MS. KRISTI BURGOS	CIGNA	ONE LINCOLN CENTER	SYRACUSE	NY 13202	010660-60010 BANK JM
441315255026	STEVE HUBER	D4 LLC	900 COTTAGE ROAD	HARTFORD	CT 06152	999999-00901 MCCANN JM
441315255037	FRANK KOZANER	DEPARTMENT OF RI	222 ANDREWS STREET	ROCHESTER	NY 14604	009104-00039 S. GREEN JM
441315255048	STEVEN LAWRENCE	EXECUTIVE DIRECT	613 WEST 121ST STR	NEW YORK	NY 10027	021519-01288 BUSHWACK JM
441315254913	ASHER SCHEPANSKY	ENTELL DEVELOPM	613 WEST 121ST STR	NEW YORK	NY 10027	021519-01316 RICHMAN JM
441315254821	JIM BEADLE-SENIOR IN	LIBERTY MUTUAL I	805 THIRD AVENUE	NEW YORK	NY 10022	010062-00001 GRILL
441315254946	ATT:MR. JOSH KRAT	MAGNUM REAL ESTA	500 BI-COUNTY BOUL	FARMINGDAL	NY 11735	009162-00004 SIRIGNANO JM
441315254902	STEVEN A. MEYEROWITZ,	MEYEROWITZ COMMU	594 BROADWAY	NEW YORK	NY 10012	007025-00001 GLAMROSKY JMS
441315254935	CARISSA FOX	MRS. REBECCA GRAH	5 VIEW DRIVE	MILLER PLA	NY 11764	999999-00918 NORCIA JM
441315254968	HON. SAMUEL D. HESTER	NEWCASTLE REALTY	106 EAST 91ST STR	NEW YORK	NY 10128	999999-00901 FERTIG JM
441315255107	EMILIA MILLER, ESQ.	ONEIDA COUNTY SV	72 MADISON AVENUE	NEW YORK	NY 10016	011866-00001 GLAMROSKY JM
441315254990	MAILROOM	RIVERSIDE ASSTRA	302 NORTH JAMES ST	ROME	NY 13440	010660-60010 BANK JM
441315255118	MAILROOM	RIVKIN RADLER LL	3839 FLATLANDS AVE	BROOKLYN	NY 11234	007394-00002 PANAGOPoulos JM
441315255129	HON. RICHARD T. AULISI	STATE OF NEW YOR	555 MADISON AVENUE	NEW YORK	NY 10022	999999-00901 MAILROOM JM
441315254843	CHARLES A. STEWART, II	STEWART OCCHIPIN	21 MAIN STREET-STE	HACKENSACK	NJ 07601	999999-00901 MAILROOM JM
441315255004	THE LAW OFFICES	U.S. EEOC	65 WEST 34TH STREET	NEW YORK	NY 10018	005743-75657 SCHLOSSER JM
441315254879	JOHN DOUGLAS-INVESTI	UNITED LAWYERS	3316 PARK AVENUE	WANTAH	NY 11793	999999-00924 SACKS JM
441315255015			33 WHITEHALL STREET	NEW YORK	NY 10006	001434-01003 SHOCKLEY JM
			299 BROADWAY	NEW YORK	NY 10007	004636-00040 CONTINO JM

GRAND TOTALS

TOTAL WEIGHT (OF KGS)	0.00
TOTAL WEIGHT (OF LBS)	9.70
DECLARED VALUE SURCHARGE	0.00
DISCOUNTS RECEIVED	173.85
TOTAL CHARGES	545.64
SPECIAL FEES	0.00
FUEL SURCHARGES	66.44
PACKAGE COUNT	31



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KENNETH A. NOVIKOFF
PARTNER
(516) 357-3110
ken.novikoff@rivkin.com

April 27, 2012

Via Federal Express

Ms. Veronica Smith
146 Beach 59th Apt 317
Averne, NY 11692

Re: Veronica Smith v. Gutman Mintz Baker & Sonnenfeldt, et al.
Case No.: cv-11-3843

Dear Ms. Smith:

Reference is made to my letter dated April 12, 2012, copy of which is attached. You have not yet provided me with the executed Stipulation accompanying said letter. Inasmuch as this Stipulation of Discontinuance is required by the Court to be filed on or before May 4, 2012, demand is made for you to immediately execute the attached stipulation and return it to my attention in the previously provided Federal Express envelope.

Very truly yours,

RIVKIN RADLER LLP

A handwritten signature in dark ink, appearing to read 'K. Novikoff', written over the printed name 'Kenneth A. Novikoff'.

Kenneth A. Novikoff

KAN:jas

Enclosure
2609606 v1

926 RXR Plaza
Uniondale, NY 11556-0926
T 516.357.3000 F 516.357.3333

555 Madison Avenue
New York, NY 10022-3338
T 212.455.9555 F 212.687.9044

21 Main Street, Court Plaza South
West Wing, Suite 158
Hackensack, NJ 07601-7021
T 201.287.2460 F 201.489.0495

FedEx Express Detail Report

Report Run Date : 05/15/2012

Report Run Time : 4:40 PM

Tracking number: 441315251688

Signed for by: Signature not required

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Delivered to: Residence

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Pieces: 1

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apr 06, 2012 04:29 PM	Picked up	GARDEN CITY, US	
apr 06, 2012 02:55 PM	Shipment information sent to FedEx		



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KENNETH A. NOVIKOFF
PARTNER
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April 12, 2012

REDACTED

Via Federal Express

Ms. Veronica Smith
146 Beach 59th Apt 317
Averne, NY 11692

Re: Veronica Smith v. Gutman Mintz Baker & Sonnenfeldt, et al.
Case No.: cv-11-3843

Dear Ms. Smith:

Enclosed please find Gutman Mintz Baker & Sonnenfeldt, P.C.'s Check No. 15071 in the amount of _____ Dollars in full and final settlement of the above-referenced matter.

Enclosed please find the Stipulation of Discontinuance With Prejudice. Please execute where indicated and return the original executed copy to my attention in the enclosed Federal Express envelope. Upon the District Court's "So Order" of the fully executed Stipulation of Discontinuance With Prejudice, I will forward a copy to your attention.

Very truly yours,

RIVKIN RADLER LLP

A handwritten signature in black ink, appearing to read "K. Novikoff", written over the printed name of Kenneth A. Novikoff.

Kenneth A. Novikoff

KAN:jas
Enclosures

2604591 v1

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T 201.287.2460 F 201.489.0495